

RQ-2

January 3, 2013

KELLY LAWLER, TREASURER
OUR COUNTRY DESERVES BETTER PAC TEAPARTYEXPRESS.ORG
PO BOX 984
WILLOWS, CA 95988

Response Due Date 02/07/2013

**IDENTIFICATION NUMBER: C00454074** 

REFERENCE: AMENDED APRIL MONTHLY REPORT (01/01/2012 - 03/31/2012),

RECEIVED 05/21/2012

## Dear Treasurer:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. This notice requests information essential to full public disclosure of your federal election campaign finances. Failure to adequately respond by the response date noted above could result in an audit or enforcement action. Additional information is needed for the following  $\underline{6}$  item(s):

- 1. The beginning cash balance of this report does not equal the ending balance of your Amended Year End Report (7/1/11 12/31/11), received 6/27/12. Please correct this discrepancy and amend all subsequent reports(s) that may be affected by the correction. (2 U.S.C. § 434)(b)(1))
- 2. Itemized disbursements must include a brief statement or description of why each disbursement was made. Please amend Schedule B supporting Line 21(b) of your report to clarify the following description(s): "PAC Consultant" and "PAC Consulting." For further guidance regarding acceptable purposes of disbursement, please refer to 11 CFR 104.3(b)(3)(i).

Additional clarification regarding inadequate purposes of disbursement published in the Federal Register can be found at http://www.fec.gov/law/policy/purposeofdisbursement/inadequate\_purpose\_list 3507.pdf.

**3.** Schedule B of your report discloses reimbursements to staff for apparent travel and subsistence advances in which the total amount reimbursed exceeds \$500. When the reimbursement amount to staff for travel and subsistence advances exceeds \$500, the payments by staff to any one vendor that make up the reimbursement may have to be itemized. For example, if the related

## OUR COUNTRY DESERVES BETTER PAC - TEAPARTYEXPRESS.ORG Page 2 of 3

payments to any one vendor aggregate in excess of \$200 for the calendar year, the staff advance payment to the vendor must also be itemized in a memo entry for that reimbursement. Each memo entry must include the complete name and address of the original vendor, as well as the date, amount and detailed purpose of the advance. If itemization is not necessary for a particular reimbursement to staff in excess of \$500, you must indicate so in an amendment to this report. Please amend your report to include the missing or clarifying information. See Advisory Opinion 1996-20 for additional clarification. (11 CFR § 104.9)

- **4.** Schedule D of your report itemizes debt owed to "Frontline Strategies & Media" with an outstanding beginning balance(s) not included on your previous report. Please file an amendment to your report(s) to correct this discrepancy. (11 CFR § 104.11(b))
- **5.** Commission Regulations require the continuous reporting of all outstanding debts. This report omits debts itemized on your previous report(s). (11 CFR §§ 104.3(d) and 104.11) Please file an amendment to your report to disclose the current status of these omitted debts: "FRONTLINE STRATEGIES & MEDIA" and "RUSSO MARSH + ASSOCIATES, INC."
- **6.** Your report discloses \$5,819.96 from "Caron Broadcasting, Inc" in Other Receipts on Line 17 of the Detailed Summary Page. Please be advised that if there are not corresponding expenditures for these entries, it may constitute an excessive or prohibited contribution. Please amend your report or provide an explanation for this apparent discrepancy. (2 U.S.C 434(b) & 11 CFR § 104.3(a) and (b))
- Your report disclosed a category of financial activity that has been reflected on the wrong line of the Detailed Summary Page. For your information and consideration when preparing future filings, offsets to operating expenditures (refunds, rebates, etc) should be properly disclosed on a separate Schedule A, supporting Line 15 of the Detailed Summary Page. Please refer to the instructions for each line when determining the proper categorization(s) for your next filing. (2 U.S.C § 434(b) and FORM 3X Instructions)

Please note, you will not receive an additional notice from the Commission on this matter. Adequate responses must be received by the Commission on or before the due date noted above to be taken into consideration in determining whether audit action will be initiated. Failure to comply with the provisions of the Act may also result in an enforcement action against the committee. Any response submitted by your committee will be placed on the public record and will be considered by the Commission prior to taking enforcement action. Requests for extensions of time in which to respond will

## OUR COUNTRY DESERVES BETTER PAC - TEAPARTYEXPRESS.ORG

Page 3 of 3

## not be considered.

Electronic filers must file amendments (to include statements, designations and reports) in an electronic format and must submit an amended report in its entirety, rather than just those portions of the report that are being amended. If you should have any questions regarding this matter or wish to verify the adequacy of your response, please contact me on our toll-free number (800) 424-9530 (at the prompt press 5 to reach the Reports Analysis Division) or my local number (202) 694-1143.

Sincerely,

Kaitlin Eger

Sr. Campaign Finance & Reviewing Analyst Reports Analysis Division

Kaitlin E. Ser

315